

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

ALLEGHENY COUNTY EMPLOYEES'
RETIREMENT SYSTEM, EMPLOYEES'
RETIREMENT SYSTEM OF THE CITY
OF BATON ROUGE AND PARISH OF
EAST BATON ROUGE, DENVER
EMPLOYEES RETIREMENT PLAN,
INTERNATIONAL ASSOCIATION OF
MACHINISTS AND AEROSPACE
WORKERS NATIONAL PENSION FUND,
and IOWA PUBLIC EMPLOYEES'
RETIREMENT SYSTEM, Individually and
On Behalf of All Others Similarly Situated,

Plaintiffs,

v.

ENERGY TRANSFER LP, KELCY L.
WARREN, JOHN W. MCREYNOLDS,
THOMAS E. LONG, MARSHALL
MCCREA, MATTHEW S. RAMSEY,
MICHAEL J. HENNIGAN, and JOSEPH
MCGINN

Defendants.

Case No. 2:20-cv-00200-GAM

**JOINT STIPULATION AND
CASE SCHEDULING ORDER NUMBER 3**

Lead Plaintiffs, consisting of the Allegheny County Employees' Retirement System, Employees' Retirement System of the City of Baton Rouge and Parish of East Baton Rouge, Denver Employees Retirement Plan, IAM National Pension Fund, and Iowa Public Employees' Retirement System (collectively, "Lead Plaintiffs") and Defendants Energy Transfer LP, Kelcy L. Warren, John W. McReynolds, Thomas E. Long, Marshall McCrea, Matthew S. Ramsey,

Michael J. Hennigan, and Joseph McGinn (“Defendants” and collectively with Lead Plaintiffs, the “Parties”), hereby jointly stipulate and propose as follows:

1. WHEREAS, on March 5, 2020, this Court entered Joint Stipulation and Case Scheduling Order Number 1 (ECF No. 21) establishing, among other things, a deadline for Lead Plaintiffs’ filing of an Operative Complaint and a briefing schedule on any motion(s) to dismiss the Operative Complaint;

2. WHEREAS, on May 1, 2020, this Court entered into Joint Stipulation and Case Scheduling Order Number 2 (ECF No. 38) which, among other things, modified the deadlines for Lead Plaintiffs’ filing of an Operative Complaint and a briefing schedule on any motion(s) to dismiss the Operative Complaint;

3. WHEREAS, in compliance with Joint Stipulation and Case Scheduling Order Number 2, Lead Plaintiffs filed their Operative Complaint on June 15, 2020 (ECF No. 43), Defendants moved to dismiss the Operative Complaint on August 14, 2020 (ECF No. 44) (the “Motion to Dismiss”), and Lead Plaintiffs filed a response in opposition to Defendants’ motion to dismiss on October 5, 2020 (ECF No. 49) (the “Opposition”); and

4. WHEREAS, the Parties agree that a modification to the current October 20, 2020, deadline for filing a reply brief set forth in Joint Stipulation and Case Scheduling Order Number 2 is appropriate;

IT IS HEREBY STIPULATED AND AGREED, by and between the Parties, subject to the Court’s approval, as follows:

1. Defendants shall file their brief in reply to the Opposition and in support of the Motion to Dismiss on or before November 6, 2020.

2. Lead Plaintiffs and Defendants reserve all rights and do not waive any rights through this stipulation, including their rights to seek adjournments or to seek amendments to any page limitations that would apply to any briefs contemplated by this stipulation, or further extensions of the above deadlines for good cause or as may be needed by future developments.

IT IS SO ORDERED:

DATED: October 7, 2020

/s/ Gerald Austin McHugh
HONORABLE GERALD A. McHUGH
UNITED STATES DISTRICT JUDGE

Dated: October 7, 2020

BARRACK, RODOS & BACINE

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